

02/26/02

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Approved for use through 10/31/2002. OMB 0651-0032

Patent and Trademark Office: U.S. DEPARTMENT OF COMMERCE

<b>UTILITY PATENT APPLICATION TRANSMITTAL</b>		Attorney Docket No.:	<b>IDF 1748 (4000-05800)</b>
		First Inventor or Application Identifier	<b>Douglas W. Clark, et al.</b>
Title	<b>A Distributed Computer Network Having a Rotating Message Delivery System Suitable for Use in Load Balancing and/or Messaging Failover</b>		
Express Mail Label No.		<b>EV 066679985 US</b>	

<b>I. APPLICATION ELEMENTS</b> See MPEP chapter 600 concerning utility patent application contents.		<b>ADDRESS TO: Commissioner for Patents Box Patent Application Washington, DC 20231</b>	
<p>1. <input checked="" type="checkbox"/> Fee Transmittal Form (e.g. PTO/SB17) (Submit an original, and a duplicate for fee processing)</p> <p>2. <input type="checkbox"/> Applicant claims small entity status. See (Submit an original, and a duplicate for fee processing)</p> <p>3. <input checked="" type="checkbox"/> Specification [Total Pages]: <b>60</b> (preferred arrangement set forth below) - Descriptive title of the invention - Cross References to Related Applications - Statement Regarding Fed sponsored R &amp; D - Reference to Microfiche Appendix - Background of the Invention - Brief Summary of the Invention - Brief Description of the Drawings (if filed) - Detailed Description - Claims(s) - Abstract of the Disclosure</p> <p>4. <input checked="" type="checkbox"/> Drawing(s) (35 USC 113) Total Sheets: <b>4</b></p> <p>5. <input checked="" type="checkbox"/> Oath or Declaration Total Pages: <b>2</b> a. <input type="checkbox"/> Newly executed (original or copy) b. <input type="checkbox"/> Copy from a prior application (37 CFR 1.63(d)) (for continuation/divisional with Box 17 completed) i. <input type="checkbox"/> <b>DELETION OF INVENTOR(S)</b> Signed statement attached deleting inventor(s) Named in the prior application, see 37 CFR 1.63(d)(2) and 1.33(b).</p> <p>6. <input type="checkbox"/> Application Data Sheet See 37 CFR 1.76</p>		<p>7. <input type="checkbox"/> CD-ROM or CD-R in duplicate, large table or Computer Program (Appendix)</p> <p>8. <input type="checkbox"/> Nucleotide and/or Amino Acid Sequence Submission (if applicable, all necessary)</p> <p>a. <input type="checkbox"/> Computer Readable Form (CRF)</p> <p>b. <input type="checkbox"/> Specification Sequence Listing on: i. <input type="checkbox"/> CD-ROM or CD-R (2 copies); or ii. <input type="checkbox"/> paper</p> <p>c. <input type="checkbox"/> Statements verifying identity of above copies</p> <p><b>ACCOMPANYING APPLICATION PARTS</b></p> <p>9. <input type="checkbox"/> Assignment Papers (cover sheet &amp; document(s))</p> <p>10. <input type="checkbox"/> 37 C.F.R. 3.73(b) Statement [ ] Power of Attorney (when there is an assignee)</p> <p>11. <input type="checkbox"/> English Translation Document (if applicable)</p> <p>12. <input type="checkbox"/> Information Disclosure Statement (IDS)/PTO-1449 <input type="checkbox"/> Copies of IDS Citations</p> <p>13. <input type="checkbox"/> Preliminary Amendment</p> <p>14. <input checked="" type="checkbox"/> Return Receipt Postcard (MPEP 503) (Should be specifically itemized)</p> <p>15. <input type="checkbox"/> Certified Copy of Priority Document(s) (if foreign priority is claimed)</p> <p>16. <input checked="" type="checkbox"/> Request and Certification under 35 U.S.C. 122(b)(2)(B)(i). Applicant must attach form PTO/SB/35 or its equivalent</p> <p>17. <input type="checkbox"/> Other</p>	
<p>18. If a CONTINUING APPLICATION, check appropriate box, and supply the requisite information below and in a preliminary amendment, or in an Application Data Sheet under 37 CFR 1.76:</p> <p><input type="checkbox"/> Continuation <input type="checkbox"/> Divisional <input type="checkbox"/> Continuation-in-part (CIP) of prior application No.: _____</p> <p>Prior application information: Examiner: _____ Group Art Unit: _____</p> <p>For CONTINUATION OR DIVISIONAL APPS only: The entire disclosure of the prior application, from which an oath or declaration is supplied under Box 5b is considered a part of the disclosure of the accompanying continuation or divisional application and is hereby incorporated by reference. The incorporation can only be relied upon when a portion has been inadvertently omitted from the submitted application parts.</p>			
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		ZIP CODE	64114
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		FAX	913-624-6388
Name (Print Type)	Michael W. Piper		Registration No. (Attorney/Agent) <b>39,800</b>
Signature			Date: <b>February 26, 2002</b>

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<b>FEE TRANSMITTAL</b> <b>FY 2002</b> Patent fees are subject to annual revision.		<b>Complete if Known</b>	
		Application Number	Not Yet Assigned
		Filing Date	Concurrently Herewith
		First Named Inventor	Douglas W. Clark, et al.
		Group Art Unit	Unknown
		Examiner Name	Unknown
TOTAL AMOUNT OF PAYMENT	(\$) <b>866.00</b>	Attorney Docket Number	<b>IDF 1748 (4000-05800)</b>

<b>METHOD OF PAYMENT</b> 1. <input checked="" type="checkbox"/> The Commissioner is hereby authorized to charge indicated fees and credit any overpayment to Deposit Account Number <b>21-0765</b> Deposit Account Name: <b>Sprint</b> <input checked="" type="checkbox"/> Charge Any Additional Fee Required Under 37 CFR 1.16 and 1.17 <input type="checkbox"/> Applicant claims small entity status See 37 CFR 1.27 2. <input type="checkbox"/> Payment Enclosed: <input type="checkbox"/> Check <input type="checkbox"/> Credit Card <input type="checkbox"/> Money <input type="checkbox"/> Other Order		<b>FEE CALCULATION (continued)</b> <b>3. ADDITIONAL FEES</b> <table border="1"> <thead> <tr> <th>Large Entity Fee Code (\$)</th> <th>Small Entity Fee Code (\$)</th> <th>Fee Description</th> <th>Fee Paid</th> </tr> </thead> <tbody> <tr><td>105 130</td><td>205 65</td><td>Surcharge - late filing fee or oath</td><td>\$</td></tr> <tr><td>127 50</td><td>227 25</td><td>Surcharge - late provisional filing fee or cover sheet</td><td>\$</td></tr> <tr><td>139 130</td><td>139 130</td><td>Non-English specification</td><td>\$</td></tr> <tr><td>147 2,520</td><td>147 2,520</td><td>For filing a request for <i>ex parte</i> reexamination</td><td>\$</td></tr> <tr><td>112 920*</td><td>112 920*</td><td>Requesting publication of SIR prior to Examiner action</td><td>\$</td></tr> <tr><td>113 1,840*</td><td>113 1,840*</td><td>Requesting publication of SIR after Examiner action</td><td>\$</td></tr> <tr><td>115 110</td><td>215 55</td><td>Extension for reply within first month</td><td>\$</td></tr> <tr><td>116 400</td><td>216 200</td><td>Extension for reply within second month</td><td>\$</td></tr> <tr><td>117 920</td><td>217 460</td><td>Extension for reply within third month</td><td>\$</td></tr> <tr><td>118 1,440</td><td>218 720</td><td>Extension for reply within fourth month</td><td>\$</td></tr> <tr><td>128 1,960</td><td>228 980</td><td>Extension for reply within fifth month</td><td>\$</td></tr> <tr><td>119 320</td><td>219 160</td><td>Notice of Appeal</td><td>\$</td></tr> <tr><td>120 320</td><td>220 160</td><td>Filing a brief in support of an appeal</td><td>\$</td></tr> <tr><td>121 280</td><td>221 140</td><td>Request for oral hearing</td><td>\$</td></tr> <tr><td>138 1,510</td><td>138 1,510</td><td>Petition to institute a public use proceeding</td><td>\$</td></tr> <tr><td>140 110</td><td>240 55</td><td>Petition to revive - unavoidable</td><td>\$</td></tr> <tr><td>141 1,280</td><td>241 640</td><td>Petition to revive - unintentional</td><td>\$</td></tr> <tr><td>142 1,280</td><td>242 640</td><td>Utility issue fee (or reissue) \$</td><td>\$</td></tr> <tr><td>143 460</td><td>243 230</td><td>Design issue fee</td><td>\$</td></tr> <tr><td>144 620</td><td>244 310</td><td>Plant issue fee</td><td>\$</td></tr> <tr><td>122 130</td><td>122 130</td><td>Petitions to the Commissioner</td><td>\$</td></tr> <tr><td>123 50</td><td>123 50</td><td>Petitions related to provisional applications</td><td>\$</td></tr> <tr><td>126 180</td><td>126 180</td><td>Submission of Information Disclosure Stmt</td><td>\$</td></tr> <tr><td>581 40</td><td>581 40</td><td>Recording each patent assignment per property (times number of properties)</td><td>\$</td></tr> <tr><td>146 740</td><td>246 370</td><td>Filing a submission after final rejection (37 CFR § 1.129(a))</td><td>\$</td></tr> <tr><td>149 740</td><td>249 370</td><td>For each additional invention to be examined (37 CFR § 1.129(b))</td><td>\$</td></tr> <tr><td>179 740</td><td>279 370</td><td>Request for Continued Examination (RCE)</td><td>\$</td></tr> <tr><td>169 900</td><td>169 900</td><td>Request for expedited examination of a design application</td><td>\$</td></tr> <tr><td colspan="3">Other fee (specify)</td><td>\$</td></tr> <tr><td colspan="3"><b>*Reduced by Basic Filing Fee Paid</b></td><td><b>SUBTOTAL (3) \$</b></td></tr> </tbody> </table>		Large Entity Fee Code (\$)	Small Entity Fee Code (\$)	Fee Description	Fee Paid	105 130	205 65	Surcharge - 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<b>SUBMITTED BY</b>		<b>Complete (if applicable)</b>			
Name (Print/Type)	Michael W. Piper	Registration No. (Attorney/Agent)	39,800	Telephone	(972) 731-2288
Signature	<i>Michael W. Piper</i>			Date	2/26/2002

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<b>REQUEST AND CERTIFICATION UNDER 35 U.S.C. 122(b)(2)(B)(i)</b>	First Named Inventor :	Douglas W. Clark, et al.
	Title:	A Distributed Computer Network Having a Rotating Message Delivery System Suitable for Use in Load Balancing and/or Messaging Failover
	Attorney Docket Number	1748 (4000-05800)
	Express Mail Label No.	EV 066679985 US

I hereby certify that the invention disclosed in the attached application **has not and will not be** the subject of an application filed in another country, or under a multilateral agreement, that requires publication at eighteen months after filing. I hereby request that the attached application not be published under 35 U.S.C. 122(b).

2/26/2002  
Date

Michael W. Piper  
Signature  
Michael W. Piper  
Registration Number 39,800

This request must be signed in compliance with 37 CFR 1.33(b) and submitted with the application **upon filing**.

Applicant may rescind this nonpublication at any time. If applicant rescinds a request that an application not be published under 35 U.S.C. 122(b), the application will be scheduled for publication at eighteen months from the earliest claimed filing date for which a benefit is claimed.

If applicant subsequently files an application directed to the invention disclosed in the attached application in another country, or under a multilateral international agreement, that requires publication of applications eighteen months after filing, the applicant **must** notify the United States Patent and Trademark Office of such filing within forty-five (45) days after the date of the filing of such foreign or international application. **Failure to do so will result in abandonment of this application (35 U.S.C. 122(b)(2)(B)(iii)).**